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TO

Amend the Law relating to Legal Practitioners in Ireland.

A.D. 1876.

**W**HEREAS it is expedient to amend the law relating to legal practitioners :

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

1. This Act may be cited as "The Legal Practitioners (Ireland) Act, 1876." Short title.

2. The Act specified in the first column of the schedule annexed hereto is hereby repealed to the extent specified in the third column of the said schedule, except as to anything heretofore duly done thereunder, and except so far as may be necessary for the purpose of supporting and continuing any proceedings taken before the passing of this Act. Amendment of 12 & 13 Vict. c. 32, s. 2.

15 It shall be lawful for any judge of the superior courts of law and equity to authorise an attorney or solicitor to commence an action or suit for the recovery of his fees, charges, or disbursements against the party chargeable therewith, and also to refer his bill of fees, charges, and disbursements, and the demand of such attorney and  
20 solicitor thereupon, to be taxed and settled by the proper officer of the court in which such reference shall be made, although one month shall not have expired from the delivery of the bill of fees, charges, or disbursements, on proof to the satisfaction of the said judge that there is probable cause for believing that the party  
25 chargeable therewith is about to quit Ireland, or to become a bankrupt or a liquidating or compounding debtor, or to take any other steps or do any other act which, in the opinion of the judge, would tend to defeat or delay such attorney or solicitor in obtaining payment.

30 3. In every case in which an attorney or solicitor shall be employed to prosecute or defend any suit, matter, or proceeding in [Bill 142.]

Powers to courts of justice to

A.D. 1876.

charge pro-  
perty re-  
covered with  
payment of  
costs.

23 & 24 Vict.  
c. 127. r. 28.

any court of justice, it shall be lawful for the court or judge before whom any such suit, matter, or proceeding has been heard or shall be depending to declare such attorney or solicitor entitled to a charge upon the property recovered or preserved, and upon such declaration being made such attorney or solicitor shall have a charge 5 upon and against and a right to payment out of the property, of whatsoever nature, tenure, or kind the same may be, which shall have been recovered or preserved through the instrumentality of any such attorney or solicitor, for the taxed costs, charges, and expenses of or in reference to such suit, matter, or proceeding; and 10 it shall be lawful for such court or judge to make such order or orders for taxation of and for raising and payment of such costs, charges, and expenses out of the said property as to such court or judge shall appear just and proper; and all conveyances and acts done to defeat or which shall operate, to defeat such charge or right 15 shall, unless made to a bona fide purchaser for value without notice, be absolutely void and of no effect as against such charge or right: Provided always, that no such order shall be made by any such court or judge in any case in which the right to recover payment of such costs, charges, and expenses is barred by any Statute of 20 Limitations.

## SCHEDULE.

Date of Act.	Title.	Extent of Report
12 & 13 Vict. c. 58. -	An Act for consolidating and amending several of the laws relating to attorneys and solicitors practising in Ireland.	Section 2, from "Provided" also, that it shall be "lawful for any judge of the superior courts of law and equity" to and of section. 25



# Legal Practitioners (Ireland).

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To amend the Law relating to Legal  
Practitioners in Ireland.

*(Prepared and brought in by  
Mr. Gilson and Mr. Power.)*

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*Ordered, by The House of Commons, to be Printed,  
8 May 1878.*

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[Bull 142.]

*Linder 1 06.*